

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

WILLARD L. SLOAN, EUGENE J.
WINNINGHAM, and JAMES L. KELLEY,
on behalf of themselves and a similarly
situated class,

Plaintiffs,

v.

Case No. 09-cv-10918
Hon. Paul D. Borman
Magistrate Mona K. Majzoub
Class Action

BORGWARNER, INC., BORGWARNER
FLEXIBLE BENEFITS PLANS and
BORGWARNER DIVERSIFIED
TRANSMISSION PRODUCTS, INC.,

Defendants.

David R. Radtke (P47016)
Roger J. McClow (P27170)
Patrick J. Rorai (P65091)
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PLAINTIFFS' UNOPPOSED MOTION EXTENDING
THE TIME TO FILE A RESPONSE BRIEF
TO BORGWARNER'S SUPPLEMENTAL BRIEF

Plaintiffs, by their attorneys, McKnight, McClow, Canzano, Smith & Radtke, P.C., file this Unopposed Motion to Extend the Time to File a Response to Defendant's Supplemental Brief Regarding *Tackett* and Its Impact On This Case. Under the current Scheduling Order, Plaintiffs' Response Brief is due on May 21, 2015.

Plaintiffs' counsel begins a jury trial in front of United States District Court Judge John Corbett O'Meara in *UAW Local 1869, et al. v. General Motors LLC*, Case No. 10-cv-14899 on May 18, 2015. It is likely that the jury trial will last at least one week. Because of the jury trial and other pressing matters, Plaintiffs respectfully request a short extension until June 4, 2015 to file the Response Brief. Defendants do not oppose the request for extension.

Wherefore, for the reasons set forth above, Plaintiffs respectfully request that this Court grant an extension to allow Plaintiffs to file a Response Brief to Defendant's Supplemental Brief Regarding *Tackett* and Its Impact On This Case to June 4, 2015.

Respectfully submitted,

McKNIGHT, McCLOW, CANZANO,
SMITH & RADTKE, P.C.

By: /s/ David R. Radtke

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Dated: May 8, 2015

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BRIEF IN SUPPORT OF
PLAINTIFFS' UNOPPOSED MOTION EXTENDING
THE TIME TO FILE A RESPONSE BRIEF
TO BORGWARNER'S SUPPLEMENTAL BRIEF

For the reasons stated in the attached Motion, Plaintiffs respectfully request that this Court grant an extension to allow Plaintiffs to file a Response Brief to Defendant's Supplemental Brief Regarding *Tackett* and Its Impact On This Case to June 4, 2015.

Respectfully submitted,

McKNIGHT, McCLOW, CANZANO,
SMITH & RADTKE, P.C.

By: /s/ David R. Radtke

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Dated: May 8, 2015

CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2015, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will serve it upon:

Bobby R. Burchfield

Elisa Angeli Palizzi

Respectfully submitted,

McKNIGHT, McCLOW, CANZANO,
SMITH & RADTKE, P.C.

By: /s/ David R. Radtke

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